IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE SIDE

MISC. CIVIL APPLICATION NO. 26 OF 2002

Superabrasive Engg. Pvt. Ltd., Bombay. ... Petitioners

V/s

Rubina Shariff & anr. ... Respondents

Ms. Sheetal M. Kumar for the petitioners.

None for the respondents.

CORAM: P.V. KAKADE, J.

DATED: 16TH SEPT., 2004

P.C.:

1. Heard advocate for the petitioners. None present for the respondents though duly served vide office endorsement dated 14.9.2004.

2. This is an application under Sec.24 of the C.P.C. for transfer of Suit No. 980 of 1996 filed by the petitioner Managing Director pending before the Civil Civil Court, Bombay, to this Court, to be heard and disposed of alongwith the High Court Suit No. 925 of 1996.

3. On perusal of the contents of the application, it is clear that the issues in both the proceedings are inter-connected. Needless to mention that the suit filed

in the High Court cannot be transferred to the City Civil Court and, therefore, the proceeding pending before the City Civil Court, Bombay, is required to be transferred and adjudicated with the suit pending in the High Court and inter-connected issues are involved in both suits. The grounds mentioned appear to be genuine and, therefore, I am inclined to allow the application. Hence the following order :-

O R D E R

Application is allowed in terms of prayer clause (a).

S.C. Suit No. 980 of 1996 pending before the City Civil Court, Bombay, shall stand transferred to this Court for the purpose of adjudication and disposal according to law with High Court Suit No. 925 of 1996.

Application stands disposed of.

Parties to act on the authenticated copy of this order.

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